

PATENT
Docket No.: CFT-011CIA

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Group Art Unit: 1714

Examiner: Not yet assigned

Serial No. 10/659,046

Filed: September 9, 2003

In re Application of: Moncrieff et al.

For: METHOD FOR MANUFACTURING AN EMULSIFIED FUEL

Certificate of Mailing

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail, in an envelope addressed to Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on 2/27/04.

Signed

Stephanie Davis

PETITION FOR UNSIGNING INVENTOR
UNDER 37 C.F.R. 1.47

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Petition is hereby made in the above-identified patent application for an unsigned inventor as permitted under 37 C.F.R. 1.47. Specifically, inventor Rudolph Gunnerman, who's last known address is 6601 Windy Hill Way, Reno, Nevada 89511.

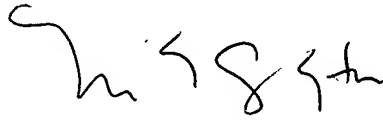
This petition is accompanied by a Statement of Facts by Daniel J. Klaich, including proof of the pertinent facts, a Declaration and Power of Attorney executed by the other inventors, and a check in the amount of \$130.00 which is the required fee as set forth in 37 C.F.R. 1.17(h).

In the event any additional fee is required for filing the above-noted document, including any fees required under 37 CFR 1.136 for any necessary Extension of Time to make the filing of attached document timely, the Assistant Commissioner is hereby

authorized to charge the fee to our Deposit Account No.: 50-0612. A duplicate copy of this page is enclosed.

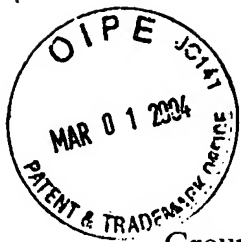
Dated: February 27, 2004

Respectfully submitted,
SIERRA PATENT GROUP, LTD.

A handwritten signature in black ink, appearing to read 'Nicole E. Coppes-Gathy'.

Nicole E. Coppes-Gathy
Reg. No. 46,640

Sierra Patent Group, Ltd.
P.O. Box 6149
Stateline, NV 89449
(775) 586-9500



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Signed

Stephanie Davis
Stephanie Davis

STATEMENT OF FACTS BY DANIEL J. KLAICH

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

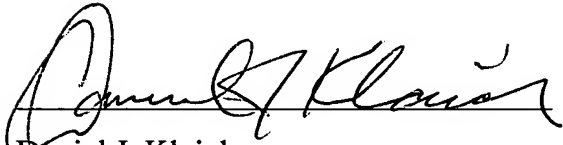
Sir:

1. I, Daniel J. Klaich, am the Executive Vice President and Attorney for Clean Fuels Technology, Inc. Mr. Carlos V. Duno is the Chief Executive Officer and Chairman of the Board of Directors of Clean Fuels Technology, Inc.
2. On or about November 21, 2003, Mr. Duno received the Declaration signed by Vaughn Murray Moncrieff, Jack Lawrence Waldron, and Patrick Grimes. I directed Mr. Duno to fax the Declaration to Dr. Gunnerman with an explanation of why we needed his signature, and a request that he sign the Declaration and return it.

3. On or about November 25, 2003, after hearing no response to my first attempt, I requested that Mr. Duno telephone Dr. Gunnerman to determine if he had received the declaration and if he would sign it. Mr. Duno talked to Dr. Gunnerman and reported to me that he said that he would not sign anything until it had been reviewed by Dr. Henry Heines, a patent counsel for Dr. Gunnerman. I then faxed the Declaration and a complete copy of the application, including Specification and Drawings to Dr. Heines with an additional copy to Dr. Gunnerman.
4. No response was received from either Dr. Heines or Dr. Gunnerman to the telephone and fax communications of on or about November 25, 2003.
5. On or about December 1, 2003, Mr. Duno telephoned Dr. Heines. He indicated that he had reviewed the documents and found nothing extraordinary about the documents. Dr. Heines indicated that he would advise Dr. Gunnerman that he had no objections to Dr. Gunnerman executing the documents. Mr. Duno asked Dr. Heines if Mr. Duno should telephone Dr. Gunnerman himself. Dr. Heines replied that Mr. Duno could telephone Dr. Gunnerman. Mr. Duno reported the contents of this discussion with me and I requested that he immediately call Dr. Gunnerman and relay the conversation to him.
6. Mr. Duno telephoned Dr. Gunnerman on or about December 1, 2003. Mr. Duno relayed the conversation with Dr. Heines to Dr. Gunnerman. Mr. Duno requested that Dr. Gunnerman review, sign, and return the documents. Dr. Gunnerman indicated that he would "think about it".
7. Neither Dr. Gunnerman nor Dr. Heines responded to Mr. Duno's request.

8. On or about February 3, 2004 Mr. Duno again sent a letter to Dr. Gunnerman, requesting execution of the Declaration.
9. On February 5, 2004, Dr. Gunnerman orally informed Mr. Duno that he refused to sign the documents.
10. On Thursday, February 5, 2004, I was informed by Mr. Duno that Dr. Gunnerman refused to execute the Declaration.

I declare under penalty of perjury that the foregoing is true and correct. Executed on February 26, 2004.

A handwritten signature in black ink, appearing to read "Daniel J. Klaich", written over a horizontal line.

Daniel J. Klaich

Executive Vice President and Attorney